

## The Honorable Robert J. Bryan

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

DAVID L. STRIDER,

NO. C06-5555RJB

**Plaintiff:**

v.

DEPARTMENT OF LABOR AND  
INDUSTRIES; RUSSELL JOHNSON;  
DEANNA JACKSON,

## Defendants.

**DECLARATION OF RUSSELL  
JOHNSON IN SUPPORT OF  
DEFENDANTS' MOTION FOR  
PARTIAL SUMMARY  
JUDGMENT**

RUSSELL JOHNSON, being first duly sworn upon oath, declares:

1. I am over the age of eighteen years, am competent to testify, and I have personal knowledge of the matters stated herein.
  2. I am a named defendant in this lawsuit.
  3. I have never been personally served with a copy of the summons and complaint.
  4. Defendant Deanna Jackson informed me that someone had left a copy of the summons and complaint on her chair. She saw that my name was on the documents and brought them to my office.

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DECLARATION OF RUSSELL  
JOHNSON  
NO. C06 5555 RJB

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ATTORNEY GENERAL OF WASHINGTON  
Torts Division  
1019 Pacific Avenue, 3<sup>rd</sup> Floor  
PO Box 2317  
Tacoma, WA 98402-4411  
(253) 593-5243

5. I have never waived my right to personal service.

I declare under the penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this 12<sup>th</sup> day of April, 2007, at Olympia, Washington.

Russell Johnson  
RUSSELL JOHNSON

## CERTIFICATE OF SERVICE

I hereby certify that on April 12, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

William Fitzharris. wfitzharris@kingmanpeabody.com

/s/ Mark A. Anderson  
MARK A. ANDERSON, WSBA #26352  
Assistant Attorney General  
MarkA@atg.wa.gov, TorTacCE@atg.wa.gov